

**United States District Court
Western District of Michigan (Southern Division (1))
CIVIL DOCKET FOR CASE #: 1:18-cv-01156-JTN-ESC**

Varnum LLP v. United States Department of Labor
Assigned to: Judge Janet T. Neff
Referred to: Magistrate Judge Ellen S. Carmody
Cause: 05:552 Freedom of Information Act

Date Filed: 10/09/2018
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

plaintiff

Varnum LLP

represented by **Aaron M. Phelps**
Varnum Riddering Schmidt & Howlett LLP
(Grand Rapids)
Bridgewater Place
333 Bridge St., NW
P.O. Box 352
Grand Rapids, MI 49501-0352
(616) 336-6257
Email: amphelps@varnumlaw.com
ATTORNEY TO BE NOTICED

V.

defendant

United States Department of Labor

represented by **Carolyn Ann Almassian**
U.S. Attorney (Grand Rapids)
The Law Bldg.
330 Ionia Ave., NW
P.O. Box 208
Grand Rapids, MI 49501-0208
(616) 808-2028
Email: Carolyn.Almassian@usdoj.gov
ATTORNEY TO BE NOTICED

intervenor

**Blue Cross Blue Shield of Michigan Mutual
Insurance Co.**

represented by **Andrew J. Clopton**

Jones Day
150 W Jefferson Ave., Ste. 2100
Detroit, MI 48226
(313) 733-3939
Email: aclopton@jonesday.com
ATTORNEY TO BE NOTICED

Arthur T. O'Reilly

Honigman Miller Schwartz and Cohn LLP
(Detroit)
2290 First National Bldg.
660 Woodward Ave., Ste. 2290
Detroit, MI 48226
313.230.7925
Email: atoreilly@jonesday.com
ATTORNEY TO BE NOTICED

C. Kevin Marshall

Jones Day (DC)
51 Louisiana Ave., NW
Washington, DC 20001-2113
(202) 879-3851
Email: ckmarshall@jonesday.com
ATTORNEY TO BE NOTICED

Rebecca D'Arcy O'Reilly

Bodman LLP (Detroit)
6th Fl. at Ford Field
1901 St. Antoine St.
Detroit, MI 48226
Email: roreilly@bodmanlaw.com
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
10/09/2018	<u>1</u>	COMPLAINT <i>for Declaratory and Injunctive Relief</i> against United States Department of Labor filed by Varnum LLP (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6) (Phelps, Aaron) (Entered: 10/09/2018)
10/09/2018		FILING FEE PAID re <u>1</u> by plaintiff Varnum LLP in the amount of \$400, receipt number 0646-4258616 (Phelps, Aaron) (Entered: 10/09/2018)
10/11/2018	<u>2</u>	NOTICE that this case has been assigned Janet T. Neff ; with NOTICE OF DEFICIENCY re corporate disclosure statement (ems) (Entered: 10/11/2018)
10/11/2018		SUMMONS NOT ISSUED as to defendant United States Department of Labor (<i>none provided; please refer to Federal Rule of Civil Procedure 4(i) regarding service on the United States and Its Agencies, Corporations, Officers, or Employees</i>) (ems) (Entered: 10/11/2018)
10/11/2018	<u>3</u>	PROPOSED SUMMONS to be issued re <u>1</u> (Phelps, Aaron) (Entered: 10/11/2018)
10/11/2018	<u>4</u>	CORPORATE DISCLOSURE STATEMENT by Varnum LLP (Phelps, Aaron) (Entered: 10/11/2018)
10/12/2018		SUMMONS NOT ISSUED as to defendant United States Department of Labor ; <i>please refer to Federal Rule of Civil Procedure 4(i) regarding service on the United States and Its Agencies, Corporations, Officers, or Employees</i> (pjw) (Entered: 10/12/2018)
10/12/2018	<u>5</u>	PROPOSED SUMMONS to be issued re <u>1</u> (Phelps, Aaron) (Entered: 10/12/2018)
10/15/2018	<u>6</u>	SUMMONS ISSUED as to defendant United States Department of Labor, U.S. Attorney and U.S. Attorney General (ems) (Entered: 10/15/2018)
11/15/2018		(NON-DOCUMENT) ATTORNEY APPEARANCE of Carolyn Ann Almassian on behalf of defendant United States Department of Labor (Almassian, Carolyn) (Entered: 11/15/2018)

11/15/2018	7	ANSWER to complaint, 1 with affirmative defenses by United States Department of Labor (Almassian, Carolyn) (Entered: 11/15/2018)
11/15/2018	8	ORDER setting Rule 16 scheduling conference: Rule 16 scheduling conference is set for 1/2/2019 at 11:00 AM at 401 Federal Building, Grand Rapids, MI before Judge Janet T. Neff; joint status report due by 12/26/2018; signed by Judge Janet T. Neff (Judge Janet T. Neff, rmw) (Entered: 11/15/2018)
11/19/2018	9	UNOPPOSED MOTION to intervene intervenor Blue Cross Blue Shield of Michigan Mutual Insurance Co. by intervenor Blue Cross Blue Shield of Michigan Mutual Insurance Co.; (Attachments: # 1 Exhibit 1) (O'Reilly, Arthur) (Entered: 11/19/2018)
11/19/2018	10	BRIEF in support of UNOPPOSED MOTION to intervene intervenor Blue Cross Blue Shield of Michigan Mutual Insurance Co. 9 filed by Blue Cross Blue Shield of Michigan Mutual Insurance Co. (O'Reilly, Arthur) (Entered: 11/19/2018)
11/19/2018	11	CERTIFICATE regarding compliance with LCivR 7.1(d) re UNOPPOSED MOTION to intervene intervenor Blue Cross Blue Shield of Michigan Mutual Insurance Co. 9 filed by Blue Cross Blue Shield of Michigan Mutual Insurance Co. (O'Reilly, Arthur) (Entered: 11/19/2018)
11/20/2018		(NON-DOCUMENT) ATTORNEY APPEARANCE of Andrew J. Clopton on behalf of intervenor Blue Cross Blue Shield of Michigan Mutual Insurance Co. (Clopton, Andrew) (Entered: 11/20/2018)
11/20/2018	12	ORDER granting 9 unopposed motion for intervention; Blue Cross Blue Shield of Michigan Mutual Insurance Company, shall no later than 11/27/2018, file an answer consistent with the proposed answer; signed by Judge Janet T. Neff (Judge Janet T. Neff, rmw) (Entered: 11/20/2018)
11/21/2018	13	REQUEST for pre-motion conference by plaintiff Varnum LLP <i>for Summary Judgment Motion</i> (Phelps, Aaron) (Entered: 11/21/2018)
11/21/2018	14	ANSWER to complaint, 1 with affirmative defenses by Blue Cross Blue Shield of Michigan Mutual Insurance Co. (O'Reilly, Arthur) (Entered: 11/21/2018)
11/21/2018		(NON-DOCUMENT) ATTORNEY APPEARANCE of C. Kevin Marshall on behalf of intervenor Blue Cross Blue Shield of Michigan Mutual Insurance Co. (Marshall, C.) (Entered: 11/21/2018)
11/26/2018		(NON-DOCUMENT) ATTORNEY APPEARANCE of Rebecca D'Arcy O'Reilly on behalf of intervenor Blue Cross Blue Shield of Michigan Mutual Insurance Co. (O'Reilly, Rebecca) (Entered: 11/26/2018)
11/27/2018	15	RESPONSE TO REQUEST for pre-motion conference by plaintiff Varnum LLP <i>for Summary Judgment Motion</i> 13 and Defendant United States Department of Labor's Pre-Motion Conference Request and Response to Plaintiff's Pre-Motion Conference Request ; filed by United States Department of Labor filed by United States Department of Labor (Almassian, Carolyn) (Entered: 11/27/2018)
11/28/2018	16	RESPONSE TO REQUEST for pre-motion conference by plaintiff Varnum LLP <i>for Summary Judgment Motion</i> 13 ; filed by Blue Cross Blue Shield of Michigan Mutual Insurance Co. (O'Reilly, Arthur) (Entered: 11/28/2018)